

CRIMINAL COMPLAINT

COPY

UNITED STATES DISTRICT COURT	CENTRAL DISTRICT OF CALIFORNIA
UNITED STATES OF AMERICA v. MAURICIO ENRIQUEZ DEFENDANT.	DOCKET NO. MAGISTRATE'S CASE NO. 10-2057M AUG 19 2010 CLERK, U.S. DISTRICT COURT CALIFORNIA

Complaint for violation of Title 18, United States Code, Section 2113(a).

NAME OF MAGISTRATE JUDGE HON. OSWALD PARADA	UNITED STATES MAGISTRATE JUDGE	LOCATION Los Angeles, CA
DATE OF OFFENSE August 18, 2010	PLACE OF OFFENSE Los Angeles County	ADDRESS OF ACCUSED (IF KNOWN)

COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:

[18 U.S.C. §2113(a): Attempted Bank Robbery]

On or about August 18, 2010, in Los Angeles County, within the Central District of California, defendant MAURICIO ENRIQUEZ by force and violence, and by intimidation, attempted to knowingly take from the person and presence of another, money belonging to and in the care, custody, control, management, and possession of Wells Fargo, a bank the deposits of which were then insured by the Federal Deposit Insurance Corporation.

BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED:

(See attached affidavit which is incorporated as part of this Complaint)

MATERIAL WITNESSES IN RELATION TO THIS CHARGE: N/A

Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.	SIGNATURE OF COMPLAINANT GLENN SOLOMON-HILL
	OFFICIAL TITLE Special Agent - FBI

Sworn to before me and subscribed in my presence,

SIGNATURE OF MAGISTRATE JUDGE(1) OSWALD PARADA	DATE August 19, 2010
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1) See Federal Rules of Criminal Procedure rules 3 and 54.

CAROL A. CHEN: REC: Detention

AFFIDAVIT

I, Glenn F. Solomon-Hill, being duly sworn, do hereby depose and state:

INTRODUCTION

1. I am a Special Agent ("SA") with the Federal Bureau of Investigation ("FBI"), and have worked in that capacity for one year. Since December 2009, I have been assigned to the Violent Crimes Squad, Bank Robbery Section, of the FBI's Los Angeles Division.

2. I have completed 20 weeks of training at the FBI Academy at Quantico, Virginia, where I received formal training in criminal investigative techniques. As a member of the Bank Robbery Section, I have investigated approximately 18 bank and/or attempted bank robberies to date.

PURPOSE OF AFFIDAVIT

3. This affidavit is submitted in support of a criminal complaint and an arrest warrant charging MAURICIO ENRIQUEZ, ("ENRIQUEZ") with a violation of Title 18, United States Code, Section 2113(a), Attempted Bank Robbery. Specifically, there is probable cause to believe that on August 18, 2010, ENRIQUEZ attempted to rob a Wells Fargo Bank, located at 141 West Adams Boulevard, Los Angeles, California (the "Bank"), within the Central District of California (the "Subject Robbery"). ENRIQUEZ is currently in custody at the Los Angeles Police Department

Jail.

4. The facts and information set forth in this affidavit are based upon my personal observations, my training and experience, and, as specifically attributed below, information obtained from other law enforcement officers, reports, and witnesses. To the extent that any information in the affidavit is not within my personal knowledge, it has been made available to me through reliable law enforcement sources, and I believe such information to be true. This affidavit is made for the sole purpose of demonstrating probable cause for the issuance of the requested complaint, and does not purport to set forth all of my knowledge of, or investigation into, this matter.

SUMMARY

As discussed in further detail in this affidavit, on the morning of August 18, 2010, ENRIQUEZ walked into a Wells Fargo Bank, located in Los Angeles, California, and attempted to rob a teller. ENRIQUEZ used a demand note and behaved as if he had a weapon. When the teller did not give him money, ENRIQUEZ attempted to flee the bank and was apprehended by security guards. A gun and the demand note were recovered from ENRIQUEZ's person. ENRIQUEZ later waived his Miranda rights and confessed to attempting to rob the bank on August 18, 2010.

STATEMENT OF PROBABLE CAUSE

5. On August 18, 2010 at approximately 10:00 a.m., the Los

Angeles Police Department ("LAPD") responded to the Subject Robbery at the Bank.

6. At approximately 11:00 a.m., I arrived at the Bank to conduct a joint investigation with the LAPD.

Interview of the Victim Teller

7. As part of the joint investigation, we interviewed the Victim Teller, AMA, who told us the following:

a. At approximately 10:00 a.m., AMA was working at his teller station behind a bulletproof window at the Bank known as a "bandit barrier" when a male individual ("the robber") walked up to his station.

b. The robber subsequently presented AMA with a demand note that read in part: "This is an armed robbery. Put all your big bills. 100s 50s 20s 10s 5s. And no one will get hurt." Upon reading the demand note, AMA recognized that he was being robbed. The robber was holding the note with his left hand while his right hand was positioned near his waistband, as if he had a weapon. Based on what was written in the demand note and the positioning of the robber's right hand, AMA was afraid for his safety.

c. Following the security procedures established by the bank, AMA activated the silent alarm at his teller station. He then attempted to notify his co-workers, including nearby tellers, about the robbery by uttering a pre-determined codeword

various times. It appeared to AMA that one of the bank's two armed security guards, JMC, heard the codeword. AMA saw JMC speak into his radio, but AMA could not hear the conversation.

d. The robber continued to demand money, saying to AMA something to the effect of "hurry up, hurry up." AMA tried to stall the robber and did not give him any money. The robber said, "I'll remember you" and walked away from the teller station. The robber subsequently attempted to flee the Bank. AMA saw that JMC was standing by the counter where the deposit slips are kept. As the robber turned to walk toward the exit, AMA saw JMC and at least one other security guard approach the robber.

e. AMA described the robber as a white male with a medium build in his mid-thirties, approximately 5'10" tall, approximately 200 pounds. AMA described the robber as having a long, full, beard and wearing a dark colored baseball hat, a dark colored "windbreaker" with a zipper in the front.

Interview of Security Guard JMC

8. We also interviewed JMC, the armed security guard, who told us the following:

a. At approximately 10:15 a.m., JMC was positioned behind the bank's bulletproof windows when a lone male entered the bank. JMC noticed that this male individual fit the description of a suspect from an August 13, 2010 robbery of

another Wells Fargo branch located in Culver City, California. JMC had earlier viewed a printed Wells Fargo Corporate Security Alert containing a description about that robbery as well as bank surveillance photographs from the earlier robbery.

b. JMC immediately called for assistance from another armed guard, RFZ, who was positioned outside the front door of the bank. JMC exited the bulletproof enclosure and heard a teller utilizing the predetermined code-word signifying that a robbery was occurring. JMC exited from behind the bandit barrier and moved to the customer service area of the bank where he attempted to quietly moved other customers away from the area where the suspect was standing.

c. RFZ then entered the bank. As the robber moved to exit the bank, JMC drew his weapon because the robber moved his elbow in an upward position along the right side of his body. Based on JMC's training and experience as a member of the Los Angeles Sheriff's Department for 23 years, he believed the robber was reaching for a weapon. JMC never saw a weapon, but in an abundance of caution, he ordered the robber to stop and surrender. The robber complied and was taken into custody by JMC, RFZ, and another unarmed, uniformed security officer. The suspect was handcuffed and detained until the LAPD arrived.

d. JMC described the robber as a Hispanic male with dark hair including a full beard in his late thirties, 5'8" to

5'9" tall, and approximately 165-170 pounds. JMC said the robber wore a dark colored baseball hat, a dark colored coat, and jeans.

Interview of Security Guard RFZ

9. We also interviewed RFZ, another security guard at the Bank. RFZ told us the following:

a. RFZ was positioned outside the bank and in the front when he received a radio call from JMC about a robbery in progress inside the bank. RFZ entered the bank with his weapon drawn and saw JMC turn and point his gun at the robber.

b. With a clear view of the robber's right side, RFZ saw the robber lift the right side of his shirt and remove a gun from his waistband. The robber held the gun along his right leg. JMC ordered the robber to surrender and the suspect dropped the gun. RFZ kicked the gun away from the suspect. The suspect was ordered to the ground, handcuffed, and detained until the arrival of the LAPD.

c. RFZ described the robber as a light-complexioned, Hispanic male with a full beard in his thirties, 5'9" tall, and approximately 155-160 pounds. RFZ said the robber wore a dark colored baseball hat and jacket.

d. RFZ described the gun held by the robber as a silver, semi-automatic handgun with a brown handle. He gave this description based on his experience as a retired Deputy from the Los Angeles Sheriff's Department.

10. We also interviewed the bank's branch manager, CW , who told us the following:

a. There was no loss to the bank as the robber was not given any money on the day in question.

b. At the time of the subject robbery, the Bank was insured by the Federal Deposit Insurance Corporation.

The Processing of the Scene and Suspect

11. On August 18, 2010 following the Subject Robbery, MAURICIO ENRIQUEZ (date of birth 09/21/1981) was taken into custody by the LAPD, identified, and then transported to LAPD headquarters located at 100 West 1st Street in Los Angeles, California.

12. On August 18, 2010, the LAPD processed the scene of the Subject Robbery. A silver EEA Corp., .380 caliber handgun, model EA38, with a brown handle was recovered and retained as evidence. The handgun matched the description of the handgun seen by RFZ during the robbery.

13. On August 18, 2010, as part of processing the scene and the suspect, the LAPD also recovered the demand note used in the attempted robbery and booked it into evidence.

ENRIQUEZ's Post-Miranda Statements and Confession

14. On August 18, 2010 at approximately 3:00 p.m., a LAPD Robbery/Homicide Detective and I interviewed ENRIQUEZ. Prior to the interview, ENRIQUEZ was read his Miranda rights, which he

waived. He then provided the following post-Miranda statements in an audio-recorded interview:

a. ENRIQUEZ entered the Wells Fargo located at 141 West Adams Boulevard in Los Angeles, California on August 18, 2010.

b. As he entered the Bank, he had in his possession a grey metal, semi-automatic handgun and a demand note which in his words contained the following message, "I want large bills. Give me money."

c. ENRIQUEZ informed investigators that he entered the bank with the gun in or on his belt on his right side. He walked up to the victim teller and presented the note. ENRIQUEZ stated that he informed the teller it was an armed robbery and that he wanted money, but that he did not want anyone to get hurt.

d. ENRIQUEZ stated to investigators that he later pulled out his gun because he saw security guards coming his way and he wanted to use it as a scare tactic so that he could get out of the bank and go home.

Review of Bank Surveillance Photographs

14. On August 19, 2010, Wells Fargo corporate security provided me with surveillance photographs from the time of the Subject Robbery. I reviewed the photographs as a part of my investigation of the Subject Robbery.

15. In the surveillance photographs, I could clearly see the robber at AMA's teller station at the time of the Subject Robbery. Based on my review of the surveillance photographs of the Subject Robbery, I would describe the robber as a male with a full beard wearing a dark colored baseball hat, a dark colored jacket, and a blue shirt.

16. Based on my training and experience, the investigation to date, my review of the bank surveillance photographs from the Subject Robbery, and interviews with witnesses from the bank, it is my belief that ENRIQUEZ is the individual depicted in the SUBJECT ROBBERY bank surveillance photographs.

CONCLUSION

17. Based on the foregoing, I believe there is probable cause to believe that on or about August 18, 2010, MAURICIO ENRIQUEZ attempted to rob the committed the Wells Fargo Bank located at 141 West Adams Boulevard, Los Angeles, California, in violation of Title 18, United States Code, Section 2113 (a): Attempted Bank Robbery.

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GLENN F. SOLOMON-HILL
Special Agent - FBI

Subscribed and sworn to before me
this 19TH day of August, 2010

OSWALD PARADA

THE HONORABLE OSWALD PARADA
UNITED STATES MAGISTRATE JUDGE